IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.1545 OF 2007

Hambirrao Ganpatrao Mohite Petitioner
versus
Vadgaon APMC and others Respondents

Mr.S.S.Patwardhan for petitioner.
Ms.Vaidehi Mhaispurkar, AGP for respondents 3 & 4
Mr.G.N.Salunke for respondent no.1.

CORAM : A.S.OKA, J.
DATE : 09.03.2007

PC :

1. Heard learned advocate for the petitioner, learned advocate for respondent no.1 and learned AGP for respondents 3 and 4.

2. An application for stay in an appeal preferred by the petitioner is pending before the Director of Marketing, Pune. One of the grievances made in the petition is that the application for stay made by the petitioner and his statutory appeal is not decided. Considering the facts and circumstances of the case, the application for stay filed by the petitioner will have to be decided as expeditiously as possible and preferably on or before 17th March 2007. Shri Patwardhan states that if such

direction is issued he will withdraw the appeal filed by him before the State Government.

3. Hence, the writ petition is disposed of by passing following order :-

a) Application for stay made by the petitioner before the First Appellate Authority i.e. the Director of Marketing, Pune, shall be decided as expeditiously as possible and preferably on or before 17th March 2007;

b) All contentions of the parties are expressly kept open;

c) In view of this direction, the appeal preferred by the petitioner before the State Government is dismissed as withdrawn;

d) The learned AGP will communicate this order to the concerned Appellate Authority without waiting a copy of this order becoming available;

e) All concerned to act on an ordinary copy of this order duly authenticated by Registry of this Court.

(A.S.OKA, J.)